IN THE HIGH COURT OF JUDICATURE AT MADRAS

Dated: 01.08.2005

Coram:

The Honourable Mr.MARKANDEY KATJU, The Chief Justice
and
The Honourable Mr.Justice D.MURUGESAN

Writ Petition Nos. 28162 & 20296 of 2004
and
W.P.M.P.Nos.24426 & 34200 of 2004

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W.P.No. 28162 of 2004

K.Muthusamy ...Petitioner

vs.

1. Union of India
rep. by Jt.Secretary to Government,
Ministry of Finance,
New Delhi.

2. Indian Overseas Bank,
rep. by its Branch Manager-cum-
Authorised Officer,
Leigh Bazaar Branch,
Salem - 636 009.

3. The Registrar,
Debts Recovery Tribunal,
Kaveri Buildings,
Trichy Road,
Coimbatore - 641 045. ...Respondents

W.P.No. 20296 of 2004

Y.Srinivas Kumar ... Petitioner

vs.

1. Union of India,
rep. by Joint Secretary to Government,
Ministry of Finance,
New Delhi - 110 001.

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2. UCO Bank,
T.Nagar Branch,
Chennai - 600 017.
Rep. by its Authorised Officer and Chief Manager.

3. The Debts Recovery Tribunal - I,
6th Floor, 770-A, Spencer Towers,
Anna Salai, Chennai - 600 008. … Respondents

Petitions filed under Article 226 of the Constitution of India praying for the issue of a Writ of Declaration declaring that the order dt.6.4.04 passed by R1 is ultravires violotive of Art. 14 of the Constitution of India and Quash the same.

For Petitioner in W.P.No.28162/04 … Mr.S.R.Balasubramanian

For Petitioner in W.P.No.20296/04 … Mr.K.M.Sukadev

For Respondent 1 in W.P.No.28162/04 … Mr.S.Manikumar, SCGSC

For Respondent 1 in W.P.No.20296/04 … Mr.L.N.Praghasam SCGSC

For Respondent 2 in W.P.No.28162/04 … Mr.F.B.Benjamin George

For Respondent 2 in W.P.No.20296/04 … Mr.Srinivasan for M/s.Sree & Associates

O R D E R

THE HONOURABLE THE CHIEF JUSTICE

In view of the order passed by us in Wellworth Electronics and others v. The Union of India rep. by the Secretary to Government, Law, Justice and Company Affairs, New Delhi and others (W.P.No.27319 of 2004 decided on 01.08.2005), these writ petitions are dismissed. No costs. Consequently, W.P.M.Ps are also dismissed.

pv/

Sd/
Asst.Registrar

/true copy/

Sub Asst.Registrar

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Copy to:

1. The Jt.Secretary to Government,
   Ministry of Finance, Union of India
   New Delhi.

2. The Branch Manager-cum-Authorised Officer,
   Indian Overseas Bank,
   Leigh Bazaar Branch,
   Salem - 636 009.

3. The Registrar,
   Debts Recovery Tribunal,
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   Coimbatore - 641 045.

4. The Authorised Officer and Chief Manager.
   UCO Bank, T.Nagar Branch,
   Chennai - 600 017.

5. The Debts Recovery Tribunal - I,
   6th Floor, 770-A, Spencer Towers,
   Anna Salai, Chennai - 600 008.

+ ONE CC TO MR.F.B. BENJAMIN GEORGE, ADVOCATE SR NO 32143

+ ONE CC TO MR.L.N. PRAGHASAM, SCCGSC SR NO 32370

Order in
W.P.Nos.28162 &
20296 of 2004

MAB(CO)

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